



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of: : Group No. 1754  
Vladimir Fridman, et al. :  
Serial No. 10/680,544 : Examiner: Cam N. Nguyen  
Filing Date: October 7, 2003 : Confirmation: 4997  
Attorney Docket No. P-1187 :  
For: CATALYST FOR DEHYDROGENATION :  
OF HYDROCARBONS :  
:

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE**

This is a Response to the Office Action of the United States Patent and Trademark Office dated September 22, 2004.

**Double Patenting**

The USPTO rejected a number of claims of the application asserting obviousness-type double patenting based on copending application serial nos. 10/290,780 and 10/047,598. In making these double patenting rejections, the USPTO asserts that it would be *prima facie obvious* to one of ordinary skill in the art to have not added a magnesium promoter into the instantly claimed catalyst to produce a less promoted catalyst, citing Kerby, et. al., U.S. Patent No. 5,258,567. While the applicants disagree with this assertion of obviousness and specifically reserve the right to contest this position, to put the claims in condition for allowance, they are filing a Terminal Disclaimer to overcome these two rejections. Accordingly, a properly executed Terminal Disclaimer is attached as Exhibit A.